

00-R-1918

Entered - 06/30/98 - sb
CL98L0457 - DIANNE C. MITCHELL

CLAIM OF: JAYNE E. JAMES,
through her insurance carrier,
State Farm Insurance Companies
2130 New Market Parkway
Marietta, Georgia 30067

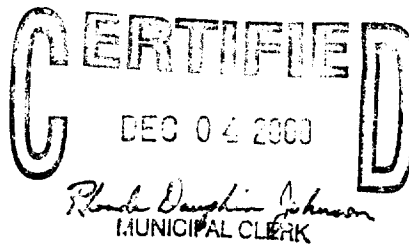
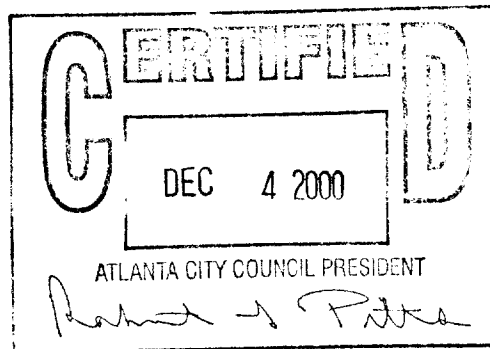
For damages alleged to have been sustained as a result of vehicular
damage due to road construction on May 13, 1998 at Buckhead Loop
and Piedmont Road.

THIS ADVERSED REPORT IS APPROVED

BY: Rosalind Rubens Newell by RIG/DCA
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

CONSENT AGENDA

ADVERSED BY
CITY COUNCIL DEC 04 2000



Public Safety
11/28/00
C.T. Martin
Therese Davis
Michael B...



**CITY OF ATLANTA
OFFICE OF MUNICIPAL CLERK**

**RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK**

**55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103**

December 13, 2000

State Farm Insurance Companies
Insurance Carrier
Attn: Lisa K. Duggan
2130 New Market Parkway
Marietta, Georgia 30067

00-R-1927

RE: Jayne E. James

Dear Ms. Duggan:

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your client's claim at its regular meeting on December 4, 2000. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division at (404) 330-6400.**

Yours very truly,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 98L0457

Date: November 16, 2000

Claimant /Victim JAYNE E. JAMES
BY: (Ins.Co.) State Farm Insurance Companies
Address: 2130 New Market Parkway, Marietta, Georgia 30067
Subrogation: Claim for Property damage \$ 5,886.75 Bodily Injury \$ _____
Date of Notice: 05/13/98 Method: Written, proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 06/25/98 Place: Buckhead Loop and Piedmont Road
Department _____ Division: _____
Employee involved _____ Disciplinary Action: _____

NATURE OF CLAIM: The claimant alleges her vehicle was damaged due to road construction. The investigation determined that no City departments were involved in any road work at the subject location at the time of this incident.

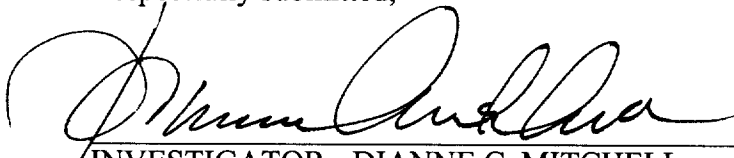
INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police _____ Dept Report X Other _____
Traffic citations issued: City Driver _____ Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental _____ Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable _____
City not involved X Offer rejected _____ Compromise settlement _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ _____ Adverse X Account charged: 1A01 _____ 2J01 _____ 2H01 _____
Claims Manager:  Concur/date 11-16-00
Committee Action: _____ Council Action _____

State Farm Insurance Companies



Dutch
06/25/98
Dr

ENTERED - 6-30-98 - SB
98L0457 - ANTHONY OATIS

Delk Road Claim Office
2130 New Market Parkway
Marietta, Georgia 30067

Phone: (770) 618-7700
Fax : (770) 618-7712

June 24, 1998

City of Atlanta Law Dept.
68 Mitchell Street SW
Ste 4100 City Hall Tower
Atlanta, Ga. 30335

RE: Claim Number: 11-3112-444
Our Insured: Jayne E. James
Date of Loss: May 13, 1998
Total Amount Due: 5886.75
Company Portion: 5786.75
Insured's Portions: 100.00

PERMIT #0198-20F4T

Dear Sir:

We are advised that you were involved in a loss with our insured on the above date. The information in our file indicates you are responsible for this loss.

By virtue of our payment, we are entitled to recovery of the amount paid on behalf of our insured from the responsible party. If you have insurance to protect you against such liability, please refer this letter to your insurance company and advise us as to your insurance company's name, address and your policy number.

If you do not have insurance to protect you for this loss, we request payment of the total amount due within 15 days of the date of this letter.

If you cannot arrange payment in full as requested, please contact us at the above address to discuss payment terms. Should we not hear from you within the specified time, we will have no alternative other than to refer this matter to our attorney.

Sincerely,

A handwritten signature in dark ink, appearing to read "Lisa K. Duggan".

Lisa K. Duggan
Claim Specialist
(770) 618-7729
State Farm Mutual Automobile Insurance Company

00-R-1918

cc: Brown, Jacqueline Angier 1779

RCS# 2434
12/04/00
3:58 PM

Atlanta City Council

Regular Session

CONSENT

Pages: 1-19

ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 1

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

NV McCarty	Y Dorsey	Y Moore	B Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	NV Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

ITEM (S) REMOVED FROM
CONSENT AGENDA
00-O-1874
00-O-1986
00-R-1950

CONSENT

		12/04/00 Council Meeting
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
1. 00-O-1289 2. 00-O-1680 3. 00-O-1792 4. 00-O-1797 5. 00-O-1003 6. 00-O-1228 7. 00-O-1795 8. 00-O-1796 9. 00-O-1860 10. 00-O-1616 11. 00-O-1853 12. 00-O-1801 13. 00-O-1963 14. 00-O-1965 15. 00-R-1788 16. 00-R-1886 17. 00-R-1953 18. 00-R-1955 19. 00-R-2009 20. 00-R-2010 21. 00-R-2011* 22. 00-R-1890 23. 00-R-1937 24. 00-R-1938 25. 00-R-1939 26. 00-R-1940 27. 00-R-1988 28. 00-R-2006 29. 00-R-2013 30. 00-R-1887 31. 00-R-2015 32. 00-R-1957 33. 00-R-1958 34. 00-R-1877 35. 00-R-2008	36. 00-R-1959 37. 00-R-1882 38. 00-R-1985 39. 00-R-1943 40. 00-R-1945 41. 00-R-1946 42. 00-R-1947 43. 00-R-1948 44. 00-R-1949 45. 00-R-1951 46. 00-R-1970 47. 00-R-2016 48. 00-R-1901 49. 00-R-1902 50. 00-R-1903 51. 00-R-1904 52. 00-R-1905 53. 00-R-1906 54. 00-R-1907 55. 00-R-1908 56. 00-R-1909 57. 00-R-1910 58. 00-R-1911 59. 00-R-1912 60. 00-R-1913 61. 00-R-1914 62. 00-R-1915 63. 00-R-1916	64. 00-R-1816 65. 00-R-1817 66. 00-R-1818 67. 00-R-1819 68. 00-R-1820 69. 00-R-1821 70. 00-R-1822 71. 00-R-1823 72. 00-R-1824 73. 00-R-1825 74. 00-R-1826 75. 00-R-1827 76. 00-R-1828 77. 00-R-1829 78. 00-R-1830 79. 00-R-1831 80. 00-R-1832 81. 00-R-1833 82. 00-R-1834 83. 00-R-1836 * President Pitts recused himself.